

Message

From: Hurl, Kathy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2F3B04131F1145FCB4CCF5B0A64C1AC4-KHURLD]
Sent: 5/30/2018 6:57:23 PM
To: Kupchan, Simma [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=784e0aea94a7485fa0435cc0cf5a62a5-SASHER]; Pallesen, Reginald A. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=368d3b434e30423cbddd2e249043c016-RPallese]
CC: Chemerys, Ruth [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=908be985d82a4ae4a7888d13aedcec9d-Chemerys, Ruth]
Subject: Fwd: Aquila's Draft Reply in Support of Motion to Dismiss
Attachments: 17193781_5 Reply in Support of Motion to Dismiss (Aquila)-c.DOCX; ATT00001.htm

Attorney Client / Ex. 5

To: "Dao, Thuy B CIV USARMY CELRE (US)" <Thuy.B.Dao@usace.army.mil>, "Hurlid, Kathy" <Hurlid.Kathy@epa.gov>, "Kupchan, Simma" <Kupchan.Simma@epa.gov>, "Carter, Michael A.(USAWIE) 2" <Michael.A.Carter@usdoj.gov>, "Pallesen, Reginald A." <pallesen.reginald@epa.gov>, "Boyd, Milton W CIV USARMY CEHQ (US)" <milt.boyd@usace.army.mil>, "Shaw, Kyle T CIV USARMY CELRD (US)" <Kyle.T.Shaw@usace.army.mil>

Subject: FW: Aquila's Draft Reply in Support of Motion to Dismiss

Attorney Client / Ex. 5

From: Ettinger, Daniel <DEttinger@wnj.com>

Sent: Wednesday, May 30, 2018 2:26 PM

To: Dertke, Daniel (ENRD) <DDertke@ENRD.USDOJ.GOV>

Cc: Donohue, Dennis <DDonohue@wnj.com>; Chrysler, Ashley <achrysler@wnj.com>; Ronald R. Ragatz (rrr@dewittross.com) <rrr@dewittross.com>

Subject: Aquila's Draft Reply in Support of Motion to Dismiss

Dan:

Per our discussion last week, attached is a draft of Aquila's Reply in Support of its Motion to Dismiss the Menominee Tribe's Complaint. Any comments you have on the brief are appreciated. I also wanted to confirm that the Federal Defendants are in fact including a declaration from the Corps attaching a complete copy of the 1984 MOA.

Thanks.

Dan

Daniel P. Ettinger

Partner

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